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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/580,908	05/30/2006	Akio Imai	0152-0734PUS1	9354
2292 7590 02/19/2010 BIRCH STEWART KOLASCH & BIRCH PO BOX 747 FALLS CHURCH, VA 22040-0747				
EXAMINER				
CHANG, CELIA C				
ART UNIT		PAPER NUMBER		
1625				
NOTIFICATION DATE		DELIVERY MODE		
02/19/2010		ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

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---ATTACHMENT TO ADVISORY---

The after final amendment filed by applicants dated Feb. 5, 2010 will not be entered because of the following reason:

1. Applicants presented that the using of “THF, Toluene or a solvent mixture of toluene and alcohol wherein the reaction solvent has a volume 7 to 10 times of the compound” is an unexpected limitation based on state of the art at the time the invention was made.
2. The limitation was based on description on page 12 and examples 1-6 of the specification.

A survey of the specification indicated that p. 12 disclosed broadly solvent systems without any volume limitation. Examples 1-6, during hydrogenation, employed the following reaction solvents and volume:

Example 1—solvent THF 740 ml*

Example 2—mixture 560 ml toluene, 140 ml methanol*

Example 3—104 ml THF

Example 4—700 ml THF*

Example 5—104 ml THF

Example 6—mixture 560 ml toluene 140 ml methanol*.

Therefore, the limitation of 7-10 volume was found for THF or Tolumene+methanol which does not support the scope of “THF, toluene or mixture of toluene and alcohol”.

3. The scope of “*THF, Toluene or a solvent mixture of toluene and alcohol wherein the reaction solvent has a volume 7 to 10 times of the compound*” therefore, lacks antecedent basis.